

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE  
(DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER		
ARNO118344		
U.S. APPLICATION NO. (if known see 37 C.F.R. 1.5)		
10/009,066		
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	EARLIEST PRIORITY DATE CLAIMED
PCT/EP00/05150	5 June 2000	4 June 1999
TITLE OF INVENTION		
HIGH OLEIC HIGH STEARIC PLANTS, SEEDS AND OILS		
APPLICANT(S) FOR DO/EO/US		
MARTINEZ-FORCE, Enrique; MUNOZ-RUZ, Juan; FERNANDEZ-MARTINEZ, Jose Maria; and GARCES, Rafael		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- \_\_\_\_\_ 1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- X**   2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 37 U.S.C. 371.
- \_\_\_\_\_ 3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- \_\_\_\_\_ 4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- \_\_\_\_\_ 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - \_\_\_\_\_ a. is attached hereto (required only if not communicated by the International Bureau).
  - \_\_\_\_\_ b. has been communicated by the International Bureau.
  - \_\_\_\_\_ c. is not required, as the application was filed in the United States Receiving Office (RO/US).
- \_\_\_\_\_ 6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).

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- \_\_\_\_\_ 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
- \_\_\_\_\_ a. are attached hereto (required only if not communicated by the International Bureau).
- \_\_\_\_\_ b. have been communicated by the International Bureau.
- \_\_\_\_\_ c. have not been made; however, the time limit for making such amendments has NOT expired.
- \_\_\_\_\_ d. have not been made and will not be made.
- \_\_\_\_\_ 8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- X   9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- \_\_\_\_\_ 10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11. to 20. below concern document(s) or information included:**

- X   11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
- X   12. An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included. Check No.   138665   in the amount of \$40 to cover the recordation fee is enclosed
- \_\_\_\_\_ 13. A FIRST preliminary amendment.
- \_\_\_\_\_ 14. A SECOND or SUBSEQUENT preliminary amendment.
- \_\_\_\_\_ 15. A substitute specification.
- \_\_\_\_\_ 16. A change of power of attorney and/or address letter.
- \_\_\_\_\_ 17. A computer-readable form of the sequence listing in accordance with 35 U.S.C. 1.821 – 1.825.
- \_\_\_\_\_ 18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
- \_\_\_\_\_ 19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- \_\_\_\_\_ 20. Other items or information:

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<input checked="" type="checkbox"/> 21. The following fees are submitted:.				<b>CALCULATIONS</b> PTO USE ONLY	
<b>BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):</b> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO .....\$1,040.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$890.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....\$740.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) .....\$710.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) .....\$100.00 <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than ____ 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =		X \$18.00	\$	
Independent claims	- 3 =		X \$84.00	\$	
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)			+ \$280.00	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$130.00	
----- Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					
<b>SUBTOTAL =</b>				\$130.00	
Applicants respectfully request that the shortened statutory period for response to the outstanding Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed February 12, 2002, set to expire on April 12, 2002, be extended by one month, to expire on May 12, 2002 (Sunday).				\$110.00	
<b>TOTAL FEES ENCLOSED =</b>				\$240.00	
				Amount to be: refunded	\$
				charged	\$

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- X   a. Check No. 138666 in the amount of \$240.00 to cover the late declaration surcharge and the one-month extension fee is enclosed.
- b. Please charge my Deposit Account No.            in the amount of \$        to cover the above fees. A duplicate copy of this sheet is enclosed.
- X   c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1740. A duplicate copy of this sheet is enclosed.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

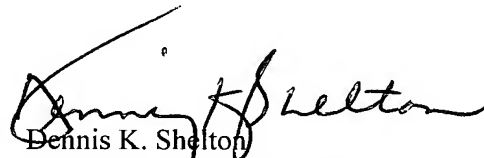
SEND ALL CORRESPONDENCE TO:

**Customer No. 26389**

Dennis K. Shelton  
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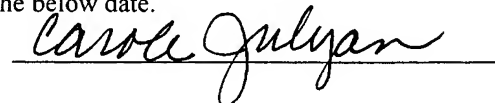
Respectfully submitted,

CHRISTENSEN O'CONNOR  
JOHNSON KINDNESS<sup>PLLC</sup>

  
Dennis K. Shelton  
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I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to: Box PCT, U.S. Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on the below date.

Date: 5/13/02



DKS:cj

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